

Highland Central School District

MINUTES

Board of Education Meeting

WEDNESDAY, April 22, 2015

6:00 pm Executive Session (Pending Board Approval)

7:00 pm Open Meeting

To be held in the High School Cafeteria



**MEETING AVAILABLE LIVESTREAM
VIA STUDENT DAN RUSSO**

Motion made by Tom Miller at 6:07 pm to go into Executive Session; Second by Mike Bakatsias; Discussion: none; Motion carried with a 7-0 vote.

EXECUTIVE SESSION (6:07 pm)

BE IT RESOLVED, that the Board of Education of the Highland Central School District conduct an Executive Session to discuss the following topics:

- The Medical, financial or credit, employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation.

Motion made at 6:59 pm by Mike Bakatsias to adjourn Executive Session; Second by Mike Reid; Discussion: none; Motion carried with a 7-0 vote.

ATTENDANCE:

Board Members: Alan Barone, Sue Gilmore, Tom Miller, Debbie Pagano, Mike Reid, Mike Bakatsias, Heather Welch

Administrators/Principals/Directors: Deborah Haab, Superintendent of Schools; Sarah Dudley-Lemek, Assistant Superintendent of Schools; Louise M. Lynch, Business Administrator; Barbara E. Chapman, Director of Student Services; Pete Harris, High School Principal; Dan Wetzel, Middle School Principal; Megan Connors, Assistant Vice Principal; Kathleen Sickles, Assistant Vice Principal; Frank Alfonso, Director of Athletics

Student Representative: Danielle Stoner (absent)

CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Board President Alan Barone called meeting to Order at 7:11 pm. The Pledge of Allegiance was then recited.

SPECIAL PRESENTATION:

A slide show from the Honor Society titled, “Senior Tribute”, was presented.

PUBLIC COMMENTS:

Alan Barone started the Public Comments by reiterating the policy as noted:

Any topic related to the agenda may be addressed except for personnel or specific student issues.

The school board encourages public participation at its meetings. To allow for efficiency in conducting meetings and to give each speaker a fair opportunity to present his/her views the following shall apply to the public speaking portion of the agenda.

- *Each speaker shall state their name;*
- *Any questions/concerns be submitted in writing with speaker’s contact information (name/address/phone number);*
- *Each speaker shall be limited to a time agreed upon by the Board;*
- *The Board will not permit discussion involving individual personnel or students;*
- *Direct all remarks to chair. Community members may not poll individual Board members nor debate other community members in attendance.*

Members of the community are encouraged to also present their comments in writing. Undue interruption or other interference with the orderly conduct of the Board of Education business will not be allowed. Defamatory or abusive remarks are always out of order.

Representatives from the Highland Teachers Association (approximately 110 members) spoke on their observation of students taking the New York State exams over the past two weeks.

The floor was open for public comments. The following comments were made:

- Alicia Reiner, Special Education teacher at Middle School, expressed her observation with special education students that were struggling and stressing with reading and writing state exams. Stated the language in exams were approximately two to four years above students’ age and grade level. Felt the tests do not provide proper tools for teachers to further education.
- Daniel Salveson, Middle School teacher, spoke on the ineffectively of these state tests and questions how are these tests improving the education of our students? Stated that 50 % of the students in the middle school refused to take the ELA test. Asks the Board to seriously consider on adopting a resolution to go against high stakes testing.
- Peg Trinkaus, Social Worker, expressed the anxiety students have demonstrated while sitting in for these state exams, also asked the Board for their support;
- Louis Marguillo, community member, questioned the salary of teacher’s and relationship these teachers have to Board of Education members. Alan Barone responded by stating that by law it is not fraudulent to have a board member related to employees in the district. Alan also reminded Louis that another section of Public Comments are at the end of board meeting.
- Eileen McElroy, Special Education teacher, concerned about the special education students, that are among the neediest students in the district, were taking exams;

- Laura Finch, Elementary School teacher, communicated to the Board her concerns that the assessments that students take are not the diagnostic tools that teachers need. The assessments, particularly those added at the primary level, will serve to increase testing.
- Tara Hollifield and Dana McGrath, Elementary School teachers, stated that 6 days of ELA and Math state tests do not give a true reflection on the student's ability in learning.
- Other supporting comments came from Ms. McCracken, Elementary School teacher; Cheryl Richter, Elementary School teacher; Laura Gertler from the Middle School and Stephanie Santagada from the high school.
- In closing, Paul Latino, President of the HTA, stated the following:
"Last year we saw a growing number of Highland parents exercising their right to opt-out of these tests (NYS ELA & Math) for their children.
The HTA strongly supports a parent's right to refuse the state standardized tests if the parent believes state testing is inappropriate for their child.
HTA opposes any policy such as "sit and stare" that requires children to sit in the test room while test is being administered".
- Kacie Lutz, parent of a 3rd grader, expressed her concern that test levels are above appropriate levels and has witnessed as a parent the struggles her son has had over these exams.

The Board had the following comments:

- Sue Gilmore spoke on behalf of a taxpayer for district. She recognizes HTA for their concern on how stressful this situation has been. Hopes to be successful together as a team.
- Mike Reid recognized HTA and how well they articulated their emotions and how compassion they are on this subject. Tonight's support reflects the unity on this matter. Mike requested that the letters be forwarded to District and therefore sent to Albany. He would like to see this packet of letters be sent on behalf of Highland community and not just HTA.
- Alan Barone echoed Mike Reid and Mike Bakatsias support and encouraged all to come to Board meeting. Very impressed with the number of support and would like to continue to seeing this.
- Heather Welch stated this meeting, as well as last Board meeting, was an eye opener.

ACCEPTANCE OF REPORTS:

BE IT RESOLVED that the Board of Education acknowledges reviewing the following report(s):

- a) Board of Education Meeting Minutes – March 24, 2015
- b) Attendance & Enrollment Report Dates: Period 7 – 3/06/2015 – 3/27/2015 (Tabled)
- c) Treasurer's Report of the Middle School & High School

Extracurricular Accounts – for the period ending April 15, 2015

Motion made by Tom Miller; Second by Mike Reid; Discussion: Attendance & Enrollment Report not included in Board packet; Motion carried with a 7-0 vote.

CURRICULUM AND INSTRUCTION:

- a) **Principal's Report:** (Reports are on file in District Office)
Each month the Principals report on important information and events occurring in their schools.
Joel Freer, Elementary School Principal

- Approximately 110 packets are in distribution; 75 of which are returned;
- May 7th is Kindergarten screening
- \$500 recipient of mobile grant, this will be used for math and science;

The Board had the following question:

- Playground and fields remain muddy.

Daniel Wetzel, Middle School Principal

- Raised over \$1,000.00 from talent show to support the SaraStrong Foundation;
- Discussed grant that would support an Arabic language program for 6th graders.

The Board further discussed this recommended grant.

Pete Harris, High School Principal

- Recognized the tremendous turnout from HTA this evening;
- April 28th College Fair;
- May 18th Spring Concert;
- May 20th Academic Awards for Grades 9-11;
- May 27th Senior Academic and Scholarship Awards
- Congratulations to Tom Hollway for signing Letter of Intent with Tom Hollway signs letter of intent with Aquinas College;
- Tri-M Music performance;
- Highland High School was ranked in the top 2000 out of over 24,000 (top 8 ½ %) according to The Washington Post. This has been recognized by The Washington Post on their list of America's "Most Challenging High Schools".
- Thanked the Honor Society advisors for their well-done slide show.

Board member Heather Welch recognized Heather Bragg for accompanying students at Central Hudson on a tour of various job explorations.

b) **Director of Student Services Report:**

Director of Student Services will report on operations of the Student Services Department.

- Parent Survey – email forthcoming;
- Student placement with Marlboro High School

The Board had no questions.

c) **Approval of Committee on Special Education Minutes**

BE IT RESOLVED that the Board of Education hereby accepts the recommendations of the Committee on Special Education according to the minutes of the CSE meetings of March 19th, 20th, 24th, 26th, and April 6th and 7th, 2015 and the amendment agreement no meetings of March 16th, 23rd, and 26th, 2015, and authorizes the arrangements for such students' special education programs and services.

Motion made by Debbie Pagano; Second by Tom Miller; Discussion: CSE date April 13th; Motion carried with a 7-0 vote.

d) **Approval of Committee on Preschool Special Education**

BE IT RESOLVED that the Board of Education hereby accepts the recommendations of the Committee on Preschool Special Education according to the minutes of the CPSE meetings of April 7th, 13th, 14th, 15th, and 16th, 2015, and authorizes the arrangements for such students' special education programs and services.

Motion made by Debbie Pagano; Second by Tom Miller; Discussion: none; Motion carried with a 7-0 vote.

PERSONNEL:

a) **Child-Bearing Leave**

BE IT RESOLVED that the Board of Education, upon the recommendation of the Superintendent of Schools, approves the following leave for the purpose of child-bearing:

Employee: Jessica Compain

Position: Elementary School Teacher

Effective Date: On or about September 1, 2015 – October 13, 2015

a) **Substitute Teaching Appointments**

BE IT RESOLVED that the Board of Education, upon the recommendation of the Superintendent of Schools, approves the attached revised substitute teaching list with an Emergency Conditional Appointment consistent with SAVE legislation requirements.

b) **Non-Teaching Substitute Appointments**

BE IT RESOLVED that the Board of Education, upon the recommendation of the Superintendent of Schools, approves the attached revised Non-Teaching substitute list with an Emergency Conditional Appointment consistent with SAVE legislation requirements.

Motion made by Mike Bakatsias; Second by Mike Reid; Discussion: none; Motion carried with a 7-0 vote.

BUSINESS AND OPERATIONS

a) **Cooperative Bidding Blanket**

WHEREAS it is the desire of the participating school districts of the Board of Cooperative Educational Services, Ulster County, adopting this resolution to jointly request bids for certain commodities to be determined by the Superintendent of this school district from time to time for the 2015-16 school year,

NOW, therefore, be it

RESOLVED that the Highland Central School District hereby agrees to participate with other school districts of the Board of Cooperative Educational Services, Ulster County, New York, in the joint bidding of commodities to be requested by the school district Purchasing Agent and approved by the Superintendent; and be it further

RESOLVED that the specifications as prepared by the Steering Committee of participating school districts and presented to this Board of Education will be used and that this Board, if it desires to purchase these commodities agrees to purchase said commodities at the lowest bid price recommended by the Steering Committee of the joint school districts; provided, however, that each participating Board of Education in exercising its legal responsibilities, has the right to reject and/or modify the recommendation of the Steering Committee in the awarding of the bid; and be it further

RESOLVED that the invitation to bid will be advertised by BOCES in the Kingston Daily Freeman, the Middletown Record and the Poughkeepsie Journal in accordance with the provisions of Section 103 of the General Municipal Law.

b) **Arlington Central School – Health & Welfare Contract**

BE IT RESOLVED that the Board of Education, based upon the Superintendent of Schools, approves the 2014-2015 Health & Welfare Contract for forty-nine (49) students at a cost of \$664.48 per student for a total of \$32,559.52 with the Arlington Central School and authorize the Board President and District Clerk to execute the contract.

c) **Donation of Books – Middle School**

BE IT RESOLVED that the Board of Education, based upon the Superintendent of Schools, approves the following generous donation of books estimated at \$6,694.67 by Mr. Rick Faugno.

d) **Surplus – Library Book at Middle School**

BE IT RESOLVED that the Board of Education, based upon the Superintendent of Schools, approves the attached list of library books that are assigned to be discarded at the Highland Middle School Library.

Motion made by Mike Bakatsias to move items “a-d” as a block; Second by Heather Welch; Discussion: (1) Reference to item “b” – the loan for textbooks – aid; (2) Thanked Mr. Faugno for his generous donation to the Middle School library.

STUDENT REPRESENTATIVE COMMENTS

Danielle Stoner was unable to attend tonight’s meeting.

SUPERINTENDENT COMMENTS

Deborah Haab updated the Board on the following events and/or topics:

- Met with PTSA and discussed upcoming budget proposal as well as capital reserve proposal;
- Tri-M Honor Society annual recital;
- Support Services Meeting discussed playground installation (mulch after installation);
- Asked dates to confirm with Ashley McGraw;
- House of Delegates meeting to take place week about April 30th.
- Engage NY (evaluate teachers and principal)
- State Assessments;

- May 19th Board meeting - School Report Card results;
- Student, Dominick Caragullo placed third place in competition with CISCO;
- Highland Rotary Club will be honoring Annemarie Meisel for the 2015 Service Above Self Award;

ASSISTANT SUPERINTENDENT'S COMMENTS

Sarah Dudley-Lemek updated the Board on the following events and/or topics:

- Recognized the teachers for sharing their concerns about state exams with such compassion;
- Tri-M Honor Society annual recital;
- Talent show;
- STLE grant is coming to closure. A total of 88 teachers have donated their time;
- May 7th is Superintendent's Day – Agenda to follow;
- Twitter Feed now available on webpage;
- Thoughts of creating another garden at school.

BOARD OF EDUCATION:

New Business:

a) Ulster County School Boards Association Annual Dinner Meeting

* Dinner meeting to be held on Monday, May 11, 2015 at 6:00 pm at the SUNY New Paltz Terrace Restaurant. RSVP date April 23rd.

b) Poll Voting Resolution

Resolution of the Highland Central School District, Highland, New York, adopted April 14, 2015, appointing the Chairman for the ANNUAL BUDGET VOTE AND ELECTION, to be held on May 19, 2015 and appointing the Inspectors of Election to act at such meeting.

Resolved by the Board of Education of Highland Central School District, Ulster County, New York, as follows:

Section 1. Pursuant to the provisions of the Education Law, Section 2025, Maryann Ingraham, a qualified voter of this School District, is hereby appointed to act as the CHAIRMAN of the ANNUAL BUDGET VOTE AND ELECTION to be held in the school district on May 19, 2015 and the District is hereby authorized and directed to give written notice of appointment to such qualified voter so appointed by this Board of Education, not later than ten (10) days prior to this meeting.

Section 2. Pursuant to the provisions of the Education Law, and being not less than (10) days prior to the holding of the ANNUAL BUDGET VOTE AND ELECTION on May 19, 2015 the following qualified voters are hereby appointed to act as INSPECTORS OF ELECTION, and Lisa M. Cerniglia to act as the CHIEF ELECTION INSPECTOR, each to perform such duties and to take such action as prescribed by the Education Law:

Barbara Phillips
Angela Greico

Barbara Terping
Barbara Vache

Megan McGrath
Sue Bacchi

Pat Winchell
Sandy Beal
Mary Darcy
Sally Bellacicco

Robin Bogdanowicz
Michelle McGrath
Gabrielle Lichtenstein
Kathleen Sweeney

Kristy Benicase

and the District Clerk is hereby authorized and directed to give written notice of the appointments so made by the Board to all of the persons so appointed, all not less than ten (10) days prior to the date of said ANNUAL BUDGET VOTE AND ELECTION to be held on May 19, 2015.

Section 3. The District Clerk is hereby authorized and directed to notify this Board of Education forthwith if any such persons hereinabove appointed to the respective offices refuses to accept such appointment or fails to serve, in which case this Board of Education is to take such further action as may be authorized in such circumstances pursuant to the Education Law. In the event that this Board of Education is unable to hold a meeting to appoint a qualified voter of this School District to fill a vacancy caused by the refusal of any person herein designated to accept his/her appointment or the failure of any such persons to serve, the District Clerk is hereby authorized to appoint a qualified voter of this School District to fill such vacancy.

Section 4. This resolution shall take effect immediately.

Motion made by Mike Bakatsias; Second by Mike Reid; Discussion: none; Motion carried with a 7-0 vote.

b) **BOCES Administrative Budget Vote**

BE IT RESOLVED that the Board of Education, upon the recommendation of the Superintendent of Schools, recommends the approval for Board of Cooperative Educational Services Administration be authorized to expend the sums of money for the 2015-2016 fiscal year in the amount of \$2,979,458.00.

Motion made by Mike Reid; Second by Tom Miller; Discussion: none; Motion carried with a 7-0 vote.

c) **BOCES Ballot for Election**

BE IT RESOLVED that the Board of Education, upon the recommendation of the Superintendent of Schools, recommends the election of the following candidates to serve on the Board of Cooperative Educational Services:

Seat #1 – Ellenville (2-year unexpired term)
Karen Osterhoudt

Seat #2 – Highland (3-year term)
Susan Gilmore

Seat #3 – Onteora (3-year term)
Robert Curran

Seat #4 – “At-Large” (3-year term)
Vincent Petrocelli (Walkkill)

Seat #5 – “At-Large” (3-year term)
James Shaughnessy (Kingston)

Motion made by Mike Reid; Second by Mike Bakatsias; Discussion: Recognized Sue Gilmore for taking on this position; Motion carried with a 7-0 vote.

d) **Library Bond**

BOND RESOLUTION DATED APRIL 22, 2015 OF THE BOARD OF EDUCATION OF THE HIGHLAND CENTRAL SCHOOL DISTRICT AUTHORIZING NOT TO EXCEED \$4,855,433 AGGREGATE PRINCIPAL AMOUNT OF SERIAL GENERAL OBLIGATION BONDS TO FINANCE THE ACQUISITION OF LAND, CONSTRUCTION OF A NEW LIBRARY BUILDING THEREON, INCLUDING SITE WORK, AND ACQUIRE ORIGINAL FURNISHINGS, EQUIPMENT, MACHINERY OR APPARATUS REQUIRED FOR THE PURPOSE FOR WHICH SUCH BUILDING IS TO BE USED, AT AN ESTIMATED MAXIMUM COST OF \$4,855,433, LEVY OF TAX IN ANNUAL INSTALLMENTS IN PAYMENT THEREOF, THE EXPENDITURE OF SUCH SUM FOR SUCH PURPOSE, AND DETERMINING OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, the qualified voters of the Highland Central School District (the “District”), at a special meeting of such voters duly held on the 17th day of March, 2015, duly approved a proposition authorizing the issuance of serial general obligation bonds in an aggregate principal amount not to exceed \$4,855,433 to finance the acquisition of land, construction of a new library building thereon, including site work, and acquisition of original furnishings, equipment, machinery or apparatus required for the purpose for which such building is to be used, the expenditure of such sum for such purposes, and the levy of the necessary tax therefor, to be levied upon the taxable property of the District and collected in annual installments as provided by Section 416 of the Education Law; and

WHEREAS, the Highland Public Library (the “Library”) will acquire the land, construct a new library building thereon, including site work, and acquire original furnishings, equipment, machinery or apparatus required for the purpose for which such building is to be used and enter into an agreement with the District to, inter alia, restrict the foregoing be used as a library in compliance with applicable law; and

WHEREAS, the Board of Education of the District desires to approve the issuance of bonds and bond anticipation notes in order to finance the cost of the Purpose;

NOW THEREFOR, BE IT RESOLVED BY THIS BOARD OF EDUCATION AS FOLLOWS:

Section 1. The District is hereby authorized to issue its serial general obligation bonds (the “Bonds”) in the aggregate principal amount of not to exceed \$4,855,433 pursuant to the Local Finance Law of New York, in order to finance the class of objects or purposes described herein.

Section 2. The class of objects or purposes to be financed pursuant to this Resolution (the “Purpose”) is the acquisition of by the Library of approximately 2.16 acres (+/-) of land located at Elting Place in the Hamlet of Highland, Town of Lloyd, construction of a new library building thereon, including site work, and acquisition of original furnishings, equipment, machinery or apparatus required for the purpose for which such building is to be used, at a maximum cost of \$4,855,433.

Section 3. It is hereby determined and declared that (a) the maximum cost of the Purpose, as estimated by the Board of Education, is \$4,855,433, (b) no money has heretofore been authorized to be applied to the payment of the cost of the Purpose, and (c) the District plans to finance the cost of the Purpose from funds raised by the issuance of the Bonds and bond anticipation notes hereinafter referred to.

Section 4. It is hereby determined that the Purpose is one of the class of objects or purposes described in Subdivision 11(a)(1) of Paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of the Purpose is thirty (30) years.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the sale of the Bonds, including renewals of such notes, is hereby delegated to the President of the Board of Education, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said President of the Board of Education, consistent with the provisions of the Local Finance Law.

Section 6. The power to further authorize the issuance of the Bonds and bond anticipation notes and to prescribe the terms, form and contents of the Bonds and bond anticipation notes, including the consolidation with other issues and the use of substantially level or declining debt service, subject to the provisions of this Resolution and the Local Finance Law, and to sell and deliver the Bonds and bond anticipation notes, is hereby delegated to the President of the Board of Education. The President of the Board of Education is hereby authorized to execute and the District Clerk is hereby authorized to attest any Bonds and bond anticipation notes issued pursuant to this Resolution, and the District Clerk is hereby authorized to affix to such Bonds and bond anticipation notes the corporate seal of the School District.

Section 7. The faith and credit of the District are hereby irrevocably pledged for the payment of the principal of and interest on such Bonds and bond anticipation notes as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall be levied annually on all taxable real property of the District, a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 8. This Resolution shall constitute the declaration of the School District’s “official intent” to reimburse expenditures authorized by Section 1 with proceeds of the Bonds and notes, as required by United States Treasury Regulation Section 1.150-2.

Section 9. Prior to the issuance of the Bonds or any bond anticipation notes authorized hereunder, the District and the Library shall enter into an agreement (the "Agreement") requiring that the Purpose be used as a library in compliance with the Education Law, any other applicable New York State statute or regulation applicable thereto and the Internal Revenue Code of 1986, as amended, and containing such other terms as may be recommended by counsel to the District and bond counsel to the District. The President of the Board of Education is hereby authorized to execute and deliver the Agreement on behalf of the District.

Section 10. This Resolution shall be published in full by the District Clerk together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in each official newspaper of the District. The validity of the Bonds or of any bond anticipation notes issued in anticipation of the sale of the Bonds may be contested only if such obligations are authorized for an object or purpose for which the District is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this Resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution.

Section 11. This Resolution shall take effect immediately upon its adoption.

Motion made by Mike Reid; Second by Heather Welch; Discussion: none; Motion carried with a 7-0 vote.

e) Fund Surplus Resolution Agreement and Release – Questar I11

This Fund Surplus Resolution Agreement And Release ("Agreement") is by and between the Highland CSI ("District"), 320 Pancake Hollow Road, Highland, NY 12528, and the Board of Cooperative Educational Services Rensselaer - Columbia - Greene Counties ("Questar III", which shall be defined to include Questar III's Board members, administrators, officers, employees, attorneys, agents, representatives, successors and assigns), 10 Empire State Boulevard, Castleton, NY 12033. The District and Questar III may be referred to collectively herein as the "Parties."

WHEREAS, Questar III retained D' Arcangelo & Co, LLP ("D' Arcangelo") to conduct an independent audit of the funds that Questar III has accrued for purposes of satisfying future liabilities for post-retirement and other post-employment benefits ("OPEB"); and

WHEREAS, D' Arcangelo issued an Agreed-Upon Procedures Report on July 21, 2014 (the "Report") which, among other things, confirmed the total balance of funds accrued by Questar III for OPEB purposes as of June 30, 2013 and, of that balance, amounts that could be returned to the component and non-component school districts who participated in the relevant programs conducted by Questar III ("Accrual Amount"); and

WHEREAS, the Questar III Board has adopted a plan by which the OPEB Accrual Amount will be returned to such component and non-component school districts (the "Plan"), utilizing the basis for return set forth in the Report, and

WHEREAS, the Plan has received approval from the State Education Department; and

WHEREAS, the Parties hereto wish to memorialize the terms by which the District will participate in the Plan;

NOW, THEREFORE, THE PARTIES HEREBY AGREED AS FOLLOWS:

1. Questar III will return to the District a total of \$ 1, 026.43 (the "Payment Amount"), which by this Agreement shall be deemed to constitute the District's full and complete entitlement to its share of the OPEB Accrual Amount. The Payment Amount shall be returned over a period not to exceed five years as follows:

DISTRICT: HIGHLAND CSD

| Year Ending June 30, | OPEB Accruals Return To be Credited to Administrative Levy | % of Total Return to District |
|--|--|-------------------------------------|
| 2016 | \$1,026.43 | 100 |
| Total Return Of OPEB Accruals to District | \$1,026.43 | 100 |

The Payment Amount as set forth above shall be returned in the form of a credit against the amount that the District otherwise is required to contribute to Questar III for non-component district CoSer charges in each of the school years set forth in the Payment Schedule above. If the portion of the Payment Amount to be returned in any school year exceeds the amount that the District must otherwise remit to Questar III, the excess balance shall be added to the portion of the Payment Amount to be returned in the next subsequent school year pursuant to the above Payment Schedule. If any such excess balance remains after the final year of the Payment Schedule, the excess balance shall be credited against the District's required contribution to Questar III in the next subsequent Amount to the District. In no case shall Questar III be required to return any portion of the set forth herein.

2. The District hereby accepts the return of the Payment Amount, as set forth herein, as full and complete satisfaction of any claim or entitlement the District would otherwise have, by law, contract, equity or otherwise, to return of any portion of the Accrual Amount.
3. In consideration for the return of the Payment Amount as set forth herein, the District hereby releases and discharges Questar III from any and all obligations, claims or liabilities, of any nature, that relate to the Accrual Amount and/or Questar III's OPEB accruals up to the date of execution of this Agreement, and the District hereby agrees that it will not commence, maintain or cooperate with any action, proceeding or claim in law or equity, of any nature or in any forum, against Questar III in relation to the Accrual Amount and/or Questar III's OPEB accruals up to the date of execution of this Agreement, which shall include but not be limited to any action, proceeding or claim in law or equity, seeking to recover (a) any portion of the Accrual Amount beyond that which is set forth in this Agreement, or (b) any other payment or relief that relates in any way to the Accrual Amount and/or Questar III's OPEB accruals up to the date of execution of this Agreement.
4. The District agrees that presentation of this Agreement shall serve as the District's unqualified and irrevocable consent to discontinue with prejudice any action, proceeding or claim in law or equity, commenced or maintained by or on behalf of the District and/or its officers in violation of the terms of this Agreement.
5. The Parties affirm that this Agreement fully and completely sets forth the agreed upon resolution of any rights, entitlements or claims that the District may have in relation to the Accrual Amount, and that no other promises or agreements have been made or would be effective in relation to the Accrual Amount.
6. The District and Questar III hereby each respectively affirm that the execution of this Agreement has been authorized by action of its Board of Education.

Motion made by Mike Reid; Second by Tom Miller; Discussion: none; Motion carried with a 7-0 vote.

f) Medicare Part B IRMAA Arbitration Award and Related Litigation

BE IT RESOLVED that the Board hereby authorizes its attorneys, Shaw, Perelson, May & Lambert, LLP to file a stipulation of discontinuance on behalf of the District in the case of Stafford et al., v. Board of Education, Highland Central School District, et al., Ulster County Supreme Court Index No. 14-3788.

Motion made by Mike Bakatsias; Second by Tom Miller; Discussion: none; Motion carried with a 7-0 vote.

g) Correspondence – Any correspondence received by the Board may be discussed.

h) **Future BOE Agenda Items**

Board Inquiry to Press

Board inquired to Southern Ulster Times about coverage on the recent resolution that was passed for Veteran's.

Old Business:

None discussed at this time.

PUBLIC COMMENTS:

The floor was open for public comments. No comments were made at this time.

Motion made at 10:07 pm to adjourn meeting by Heather Welch; Second by Tom Miller; Discussion: none; Motion carried with a 7-0 vote.

ADJOURNMENT (10:07 pm)

Minutes recorded and submitted by Lisa M Cerniglia, District Clerk